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ORDER IN COUNCIL.

EAST AFRICA CURRENCY.

Windsor, 19*th May*, 1898.

AT the Court at *Windsor*, the 19th day of *May*, 1898.

PRESENT,

The QUEEN's Most Excellent Majesty in Council.

WHEREAS by Treaty, grant, usage, sufferance, and other lawful means, Her Majesty the Queen has power and jurisdiction in and over the part of Africa known as Her Majesty's East Africa Protectorate (in this Order referred to as " the Protectorate ").

Now, therefore, Her Majesty, in pursuance of the powers vested in Her Majesty by "The Foreign Jurisdiction Act, 1890," or otherwise, is pleased, by and with the advice of Her Privy Council to order, and it is hereby ordered, as follows :—

1.—(1.) The silver rupee of British India of the standard weight and millesimal fineness specified in the First Schedule to this Order shall be the standard coin of the Protectorate.

(2.) Every contract, sale, payment, bill, note, instrument, and security for money, and every transaction, dealing, matter, and thing whatever relating to money or involving the payment of, or the liability to pay, any money shall, in the absence of express agreement to the contrary, be held to be made, executed, entered into, done, and had in the Protectorate according to the standard coin of the Protectorate.

(3.) The coin mentioned in the Second Schedule to this Order shall be treated as equal to the standard coin.

2.—(1.) If the Commissioner and Consul-General of the Protectorate (in this Order referred to as " the Commissioner ") at any time requests that any subsidiary coins of less value than the rupee, whether of silver, copper, bronze, or mixed metal be coined, and the Treasury and a Secretary of State approve the request, those subsidiary coins may be so coined under the direction of the Master of Our Mint, or at one of Our Mints in British India.

(2.) The subsidiary coins so coined (in this Order referred to as new subsidiary coins) shall have either the same impressions as the coins specified in the Third Schedule to this Order (in this Order referred to as "existing subsidiary coins"), or such other impressions as may be approved by the Master of Our Mint and by a Secretary of State.

(3.) Any new subsidiary coin may be of the same denomination as any existing subsidiary coin or of a different denomination.

(4.) Every new subsidiary coin shall—

(*a*) if of silver be of the millesimal fineness of eight hundred and of a standard weight bearing the same proportion to the weight of the standard rupee as the denomination of the new coin bears to that rupee ; and

(*b*) if of copper, bronze, or mixed metal be of the standard weight specified in the proclamation by virtue of which the coin under this Order becomes legal tender in the Protectorate.

(5.) In making the new subsidiary coins—

(*a*) a remedy or variation from the standard fineness required in the case of silver coins shall be allowed of three parts in one thousand ; and

(*b*) A remedy or variation from the standard weight required shall be allowed—

(*i*) in the case of silver coins, exceeding in value one quarter of a rupee, of seven thousandth parts of the standard weight ; and

(*ii*) in the case of silver coins, not exceeding in value one quarter of a rupee, of ten thousandth parts of the standard weight ; and

(*iii*) in the case of coins of copper, bronze, or mixed metal of an amount not exceeding one fortieth part of the standard weight.

3.—(1.) A tender of payment of money in the Protectorate, if made in standard coins, or any coins specified in the Second or Third Schedule to this Order, shall, if the coins have not been illegally dealt with, and when of silver have not become diminished in weight by wear or otherwise, so as to be of less weight than the weight in that behalf specified in the schedules to this Order as the least current weight, be a legal tender—

(*a*) in the case of rupees for the payment of any amount ;

(*b*) in the case of other silver coins for the payment of an amount not exceeding five rupees, but for no greater amount ;

(*c*) in the case of coins of copper, bronze, or mixed metal, for the payment of an amount not exceeding one half of a rupee, but for no greater amount.

(2.) Each coin shall be a legal tender only for the amount of its denomination.

(3.) If any new subsidiary coins are coined under this Order, this Article shall, after the date fixed by the Commissioner in a proclamation, made with the approval of the Treasury and a Secretary of State, setting forth in a schedule the

like particulars with respect to each coin as are set forth in the Third Schedule to this Order, apply to the new subsidiary coins, as if the schedule to the proclamation were added to that Third Schedule or substituted for that schedule either as set out in this Order, or as altered by any previous proclamation under this Article, or for so much of such schedule as is stated in the proclamation to be rescinded, and the schedule, or so much thereof as is stated in such proclamation to be rescinded, shall be rescinded accordingly.

4.—(1.) For the purposes of this Order a coin shall be deemed to have been illegally dealt with where the coin has been impaired, diminished, or lightened, otherwise than by fair wear and tear, or has been defaced by having any name, word, device, or number stamped or engraved thereon, whether the coin has or has not bee thereby diminished or lightened.

(2.) Any coin which, by virtue of any proclamation under this Order, has ceased to be legal tender, or which has ceased to be legal tender in British India, or which has been illegally dealt with, or is below the least current weight, may be called in, cut, broken, or defaced under the authority of the Commissioner, in accordance with such regulations as the Commissioner may make.

5.—(1.) No piece of gold, silver, copper, or bronze, or of any metal or mixed metal of any value whatever shall be made or issued in the Protectorate, except under the authority of the Commissioner as a coin or a token for money, or as purporting that the holder thereof is entitled to demand any value denoted thereon.

(2.) There shall not be imported into the Protectorate any counterfeit coins or any coins which by reason of having been illegally dealt with, or being below the least current weight are not legal tender, or any coins which, not being legal tender by or by virtue of this Order, are for the time being prohibited by a proclamation of the Commissioner to be imported.

(3.) If any person acts in contravention of this Article he shall be guilty of an offence against the Africa Order in Council, 1889, and accordingly be liable to the punishment mentioned in Article fifty-six of that Order.

6.—(1.) No person other than a person acting under the authority of the Commissioner, given with the approval of the Treasury and a Secretary of State, shall make or issue within the Protectorate promissory notes payable to the bearer on demand, or shall circulate within the Protectorate any promissory notes payable to the bearer on demand, except the notes of the Government of British India, or any other notes authorized by the Commissioner in a proclamation made with the approval of the Treasury and a Secretary of State.

(2.) If any person acts in contravention of this Article, that person shall be liable to forfeit to the Crown double the value of every note made, issued, or circulated in contravention of this Article.

7. The Commissioner may, by proclamation made with the approval of the Treasury and a Secretary of State, provide for giving within a limited period, not exceeding one month after the commencement of this Order, under the conditions, and at the rates specified in the proclamation, coins which are legal tender by virtue of this Order, in exchange for any coins specified in the proclamation which are not so legal tender, and which were in circulation as current money prior to the commencement of the Order, and such conditions shall provide for excluding from such exchange coins which appear to the Commissioner to have been imported for the purpose of being so exchanged.

8. Nothing in this Order shall affect any liability incurred, contract made, or other thing done before the commencement of the Order.

9. In this Order, unless the context otherwise requires—

The expression "the Treasury" means the Commissioners of Her Majesty's Treasury;

The expression "Secretary of State" means one of Her Majesty's Principal Secretaries of State for the time being;

The expression "person" includes a body of persons corporate or unincorporate;

Words in the singular include the plural, and words in the plural include the singular.

10. This Order shall come into operation on the first day of January one thousand eight hundred and ninety-nine or on any earlier day on which it is proclaimed in the Protectorate by the Commissioner, and that day is in this Order referred to as the commencement of the Order.

And the Lords Commissioners of Her Majesty's Treasury, and the Most Honourable the Marquess of Salisbury, K.G., one of Her Majesty's Principal Secretaries of State, are to give the requisite directions herein accordingly.

J. H. Harrison.

SCHEDULES.

First Schedule.

The Standard Rupee.

Coin.	Metal.	Millesimal Fineness.	Standard Weight.		Least Current Weight.	
			Grains.	Grammes.	Grains.	Grammes.
Rupee of British India ...	Silver ...	916·6	180	11·664	176·4	11·431

SECOND SCHEDULE.

The late Company's Rupee.

Ratio to Standard Coin.	Coin.	Metal.	Millesimal Fineness.	Standard Weight.		Least Current Weight.	
				Grains.	Grammes.	Grains.	Grammes.
1·0	Rupee of the late Imperial British East Africa Company.	Silver	916·6̇	180	11·664	176·4	11·431

THIRD SCHEDULE.

Subsidiary Coins of British India and of the late Imperial British East Africa Company.

Portion of Rupee for which Tender.	Coin.	Millesimal Fineness.	Standard Weight.		Least Current Weight.	
			Grains.	Grammes.	Grains.	Grammes.
	Silver.					
0·5	Half-rupee, or 8-anna piece of British India	916·6̇	90	5·832	88·2	5·715
0·5	The like of the late Company	Do.	Do.	Do.	Do.	Do.
0·25	Quarter-rupee, or 4-anna piece of British India	Do.	45	2·916	44·1	2·858
0·25	The like of the late Company	Do.	Do.	Do.	Do.	Do.
0·125	One-eighth rupee, or 2-anna piece of British India	Do.	22·5	1·458	22·05	1·429
0·125	The like of the late Company	Do.	Do.	Do.	Do.	Do.
	Copper.					
0·0312	Half-anna piece of British India	—	200	12·960	None	
0·0156	Quarter-anna piece of British India	—	100	6·480	Do.	
0·0156	The like of the late Company	—	Do.	Do.	Do.	
0·0052	One-twelfth-anna piece of British India	—	33·3	2·160	Do.	
0·0156	*Quarter-anna piece or pice of the British East Africa Protectorate	—	100	6·480	Do.	

* Remedy of weight 2·5 grains ; 0·162 grammes.

(*Extract from the London Gazette of Friday, May* 20, 1898.)

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